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In re Application of
JAFFREY, et al.
U.S. Application No.: 10/089,377
PCT No.: PCT/AU00/01187
Int. Filing Date: 28 September 2000
Priority Date: 29 September 2000
Attorney Docket No.: A-71428DJB/JML (461124-27)
For: FUEL CELL ASSEMBLY

DECISION ON PETITION

UNDER 37 CFR 1.137(b)

The petition to revive under 37 CFR 1.137(b) filed 12 January 2004 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in responding to the notification of Missing Requirements mailed 29 May 2002 until the filing of a grantable petition under 37 CFR 1.137(b)(3) was unintentional" and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has now provided an executed declaration which complies with 37 CFR 1.497(a)-(b) and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America. Further, a review of the application file reveals that all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States have been satisfied.

This application is being returned to the United States Designated/Elected Office for processing in accordance with this decision. The 35 U.S.C. 371(c) date is **12 January 2004**.

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